

Electronically Recorded

Official Public Records

Tarrant County Texas

11/19/2010 4:03 PM

D210288172



Suzanne Henderson

PGS 3 \$24.00

Submitter: SIMPLIFILE



**Permian Land Company
1501 Summit Ave., Ste 200
Fort Worth, TX 76102**

Submitter: Permian Land Company

**SUZANNE HENDERSON
TARRANT COUNTY CLERK
TARRANT COUNTY COURTHOUSE
100 WEST WEATHERFORD
FORT WORTH, TX 76196-0401**

DO NOT DESTROY
WARNING - THIS IS PART OF THE OFFICIAL RECORD.

**ELECTRONICALLY RECORDED
BY SIMPLIFILE**

By: _____

**ANY PROVISION WHICH RESTRICTS THE SALE, RENTAL OR USE
OF THE DESCRIBED REAL PROPERTY BECAUSE OF COLOR OR
RACE IS INVALID AND UNENFORCEABLE UNDER FEDERAL LAW.**

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVERS LICENSE NUMBER.

AMENDMENT OF OIL AND GAS LEASE

STATE OF TEXAS §

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF TARRANT §

WHEREAS, Gilbert Elizalde and wife, Annette M. Elizalde ("Lessor"), whose address is 6427 Rising Meadow Dr., Arlington, TX 76018-2945, executed an Oil and Gas Lease dated February 23, 2008 (the "Lease"), which is recorded as Instrument #D208073038 in the Official Public Records of Tarrant County, Texas, in favor of Hollis R. Sullivan, Inc. ("Original Lessee"), covering Lot 1, Block 3, Brownlee Meadows Addition, as more particularly described in the Lease;

WHEREAS, the Lease and all rights thereunder are now owned and held by XTO Energy Inc., whose address is 810 Houston Street, Fort Worth, Texas 76102 ("Lessee"), as the successor in interest to Original Lessee under the terms of the Lease; and

WHEREAS, Lessor and Lessee desire to amend the Lease as set forth herein.

NOW, THEREFORE, for Ten and No/100 Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Lessor and Lessee hereby agree to amend the Lease as follows:

1. In Paragraph 1 of the Lease, the leased premises description is hereby deleted and replaced to read as follows:

Being all of Lot 1, Block 3, Brownlee Meadows Addition, an addition to the City of Arlington, Tarrant County, Texas according to plat recorded in Volume 388-171, Page 58 of the Plat Records, Tarrant County, Texas, and being further described in that certain Warranty Deed with Vendor's Lien dated January 27, 1999, from David Elizalde and wife, Sherry Elizalde to Gilbert Elizalde and wife, Annette M. Elizalde, said deed recorded as Document No. D199027558, Official Public Records, Tarrant County, Texas.

2. In Paragraph 5 of the Lease, "320 acres" is hereby deleted and replaced with "640 acres + 10% acreage tolerance".

Lessor hereby adopts, ratifies, and confirms the Lease as to all of the terms and provisions therein, as amended by this Amendment of Oil and Gas Lease, and for the same consideration, Lessor does hereby lease, grant, demise, and let the lands covered by the Lease unto Lessee, its successors and assigns, in accordance with all of the terms and provisions of the Lease, as amended hereby.

Except as amended by this Amendment of Oil and Gas Lease, the Lease is and remains in full force and effect as originally written.

This Amendment is executed this the 4 day of November, 2010, but shall be effective for all purposes as of February 23, 2008.

LESSOR(s):

Gilbert Elizalde
Gilbert Elizalde

Annette M. Elizalde
Annette M. Elizalde

LESSEE:

XTO ENERGY INC.

By: Edwin S. Ryan, Jr.
Name: Edwin S. Ryan, Jr.
Title: Sr. VP - Land Administration

ACKNOWLEDGEMENTS

STATE OF TEXAS §

COUNTY OF Tarrant §

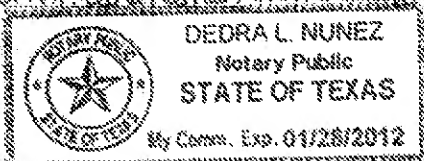
This instrument was acknowledged before me on this 4 day of Nov., 2010, by Gilbert and Annette Elizalde.

STATE OF TEXAS

COUNTY OF TARRANT



This instrument was acknowledged before me on this 16th day of Nov., 2010, by Edwin S. Ryan, Jr., Sr. VP - Land Admin. of XTO Energy Inc., a Delaware corporation, on behalf of said corporation.



Diana S. Winters
Notary Public

STATE OF TEXAS

4000

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF TARRANT

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WHEREAS, the Lease and all rights thereunder are now owned and held by XTO Energy Inc., whose address is 810 Houston Street, Fort Worth, Texas 76102 ("Lessee"), as the successor in interest to Original Lessee under the terms of the Lease; and

NOW, THEREFORE, for Ten and No/100 Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Lessor and Lessee hereby agree to amend the Lease as follows:

Lessor hereby adopts, ratifies, and confirms the Lease as to all of the terms and provisions therein, as amended by this Amendment of Oil and Gas Lease, and for the same consideration, Lessor does hereby lease, grant, demise, and let the lands covered by the Lease unto Lessee, its successors and assigns, in accordance with all of the terms and provisions of the Lease, as amended hereby.

This Amendment is executed this the 2 day of November, 2010, but shall be effective for all purposes as of March 4, 2008.

LESSOR:

Chau Phan

LESSEE:

XTO ENERGY INC.

By: Edwin S. Ryan, Jr.
Name: Edwin S. Ryan, Jr.
Title: Sr. VP - Land Administration

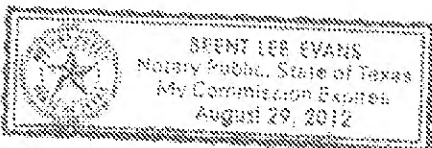
ACKNOWLEDGEMENTS

STATE OF TEXAS

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COUNTY OF Franklin

This instrument was acknowledged before me on this 2 day of November, 2010, by Chau Phan



Notary Public

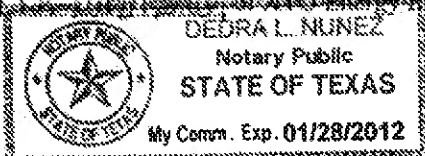
STATE OF TEXAS

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COUNTY OF TARRANT

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This instrument was acknowledged before me on this the 16th day of Nov., 2010, by Edmund S. Kym, Jr.
and Philip J. Kym of KYO Energy Inc., a Delaware corporation, on behalf of said corporation.



Notary Public